

DRAFT

MINUTES OF THE CITY COUNCIL
OF THE
CITY OF GREENSBORO, N. C.

REGULAR MEETING:

17 June 2003

Pursuant to Council action on 3 June 2003, the City Council of the City of Greensboro met in regular session at 4:00 p.m. on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present: Mayor Keith A. Holliday, presiding; Councilmembers Claudette Burroughs-White, Sandra G. Carmany, Florence F. Gatten, Yvonne J. Johnson, Robert V. Perkins, Thomas M. Phillips and Donald R. Vaughan. Absent: Belvin J. Jessup, entering later in the meeting. Also present were J. Edward Kitchen, City Manager; Linda A. Miles, City Attorney; and Susan E. Crotts, Deputy City Clerk.

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The meeting was opened with a moment of silence and the Pledge of Allegiance to the Flag.

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The City Manager recognized Teresa Beasley, employee in the Support Services Department, who served as courier for the meeting.

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Mayor Holliday outlined the Council procedures for conduct of the meeting.

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The Mayor stated this was the time and place set for a public hearing to consider an ordinance rezoning property from RS-9 Residential Single Family to RS-7 Residential Single Family for property located on the east side of Holders Road between Brightwood School Road and Rudd Road; he noted that this matter was being heard on appeal filed by Julia D. Blizin and Nancy E. Cavanaugh after receiving a vote of 8 to 0 by the Zoning Commission to recommend approval of the zoning.

C. Thomas Martin, Director of the Planning Department, outlined the proposal and presented slides and a map of the property and surrounding area. He advised that staff was in favor of the ordinance.

Mayor Holliday asked if anyone wished to be heard.

The following speakers spoke in favor of the proposed rezoning.

Scott Wallace, residing at 305 Waycross Court, stated he was president of Keystone Homes, spoke to past work of this company in the northeast area, and shared his opinion that this land tract was a good candidate for infill development. He spoke to communication efforts with the community, distributed to Council information and a map for illustrative purposes, and described details of the proposed development plans. Mr. Wallace advised that, in his opinion, due to layout of wetlands on the property, RS-7 zoning would be a better use for this property than the existing RS-9 zoning.

Council discussed the proposed number of homes, characteristics of the existing property, possible impact from the development as proposed, and the relationship of the proposed and existing zoning to the Comprehensive Plan.

Councilmember Jessup entered the Chamber at 4:20 p.m.

The following speakers spoke in opposition to the proposed rezoning:

Julia Blizin, residing at 4505 Summit Avenue, stated she represented a large number of homeowners in the area and presented a list of citizens names, who purportedly were opposed to the rezoning proposal. She advised that most property in the area was zoned RS-12 and shared her opinion with respect to how the RS-7 zoning would create an excessive level of density for the existing infrastructure that could negatively impact attributes of the natural environment of the surrounding area. After noting that there were no parks near her neighborhood and that much wildlife existed in the area, Ms. Blizin requested Council to adopt a new mandate for low-density development by creating a reforestation and streetscaping ordinance to apply to RS-7 and RS-9 zoning designations and to repeal the decision of the Zoning Commission by returning the parcel to its former RS-9 zoning.

In response to questions from Council, Ms. Blizin advised that other property tracts for sale that abutted the subject property consisted of significant acreages and were currently zoned RS-12. She expressed concern that the proposed rezoning to RS-7 could set a precedent for the other tracts of land to develop at a higher density.

Councilmember Burroughs-White advised that she had reported traffic concerns in this area to the Greensboro Department of Transportation six months ago and had requested review of the area due to its high level of recent transition.

Nancy Cavanaugh, residing at 4505 Summit Avenue, cited examples of recently-developed neighboring areas in which she had concerns with respect to aesthetics, infrastructure and recreational space issues. She shared her opinion that housing density, configuration and minimal vegetation were not compatible or desirable attributes. Ms. Cavanaugh shared a list of local drought-resistant plants with Council and stated that the neighborhood at large had not had an opportunity to meet with the developer to discuss concerns.

Speaking in rebuttal in favor of the proposal, Mr. Wallace stated that his firm viewed the site as ideal for infill development that would fight sprawl and reflect the Comprehensive Plan. He advised that although the site was difficult to develop, it was his goal to keep the proposed development affordable, which limited the ability to leave existing trees on lots during the construction process. In response to questions, he noted that, in his opinion, the firm had gained experience from the higher-density development described by Ms. Cavanaugh.

Speaking in rebuttal against the proposal, Ms. Blizin encouraged better planning of the larger developable area in the community. She shared her opinion with respect to negative characteristics of an RS-7 zoned development in which this firm had been involved, stated she did not oppose moderate or entry level housing development, noted she sought solutions to infrastructure issues, requested a park for the developing area and advised that she and Ms. Cavanaugh had considered developing their own land as a park.

The Mayor advised that a park located in this area was part of the Parks and Recreation twenty-year Master Plan and would require land acquisition.

Council discussed the Comprehensive Plan and its varying potential application to developing communities in terms of density compatibility. Council members Phillips and Burroughs-White expressed concern with respect to the potential negative impact of changing the current property zoning from RS-9 to RS-7. Councilmember Perkins noted that both RS-7 and RS-9 zonings fit with the Comprehensive Plan. He recommended the decision be based on best possible development for the larger developable area for best results.

Councilmember Burroughs-White moved that the ordinance rezoning property from RS-9 Residential Single Family to RS-7 Residential Single Family for property located on the east side of Holders Road between Brightwood School Road and Rudd Road be denied. The motion was seconded by Councilmember Johnson; the ordinance was **DEFEATED** on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None. (A copy of the ordinance as introduced and defeated is filed in Exhibit Drawer O, Exhibit # 10 and is hereby referred to and made a part of the minutes.)

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Mayor Holliday stated that this was the time and place set for a public hearing to consider a resolution closing Hanner Alley, from McCulloch Street southward to its end, a distance of approximately 149 feet. After the Mayor asked if anyone present in the Chamber wished to speak and no one present wished to be heard, Councilmember Vaughan moved adoption of the resolution. The motion was seconded by Councilmember Carmany; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

131-03 RESOLUTION CLOSING HANNER ALLEY, FROM McCULLOCH STREET SOUTHWARD TO ITS END, A DISTANCE OF APPROXIMATELY 149 FEET

WHEREAS, the owners of all of the property abutting both sides of Hanner Alley have requested in writing that said alley be closed to the general public and the City's interest therein released;

WHEREAS, a notice was duly published that a public hearing would be held by the City Council in the Council Chamber in Melvin Municipal Office Building on June 17, 2003, at 4:00 p.m. on the closing of said alley;

WHEREAS, the public hearing has now been held and no objections have been made to the closing thereof;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the City Council hereby finds as a fact that the owners of all of the property abutting both sides of the hereinafter mentioned alley have requested in writing that said alley be closed to the general public and the City's interest therein released;

2. That the City Council hereby finds as a fact that the closing of the alley to the general public is not contrary to the public interest and that no individual or other party owning property in the vicinity of the alley or in the subdivision in which the alley is located will be deprived of reasonable means of ingress or egress to his or its property;

3. That the following alley is hereby permanently closed to the general public and the City's interest therein released:

HANNER ALLEY, FROM McCULLOCH STREET SOUTHWARD TO ITS END, A DISTANCE OF APPROXIMATELY 149 FEET

4. That the City of Greensboro hereby reserves a utility easement over each existing utility line located in the above mentioned alley until such time as said line is no longer required by the City.

(Signed) Donald R. Vaughan

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Moving to the Consent Agenda, Councilmember Vaughan moved adoption of the ordinances, resolutions and motions on the Consent Agenda. The motion was seconded by Councilmember Phillips; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

132-03 RESOLUTION AUTHORIZING CITY ATTORNEY TO INSTITUTE PROCEEDINGS TO CONDEMN PORTION OF THE PROPERTY OF KELLY T. PURDY AND JEFFREY R. PURDY IN CONNECTION WITH THE REEDY FORK FORCE MAIN PROJECT

WHEREAS, Kelly T. Purdy and Jeffrey R. Purdy, are the owners of certain property located on Huffine Mill Road, said property being as shown on the attached map;

WHEREAS, a portion of said property is required by the City in connection with the Reedy Fork Force Main Project;

WHEREAS, negotiations with the owners at the appraised value of \$755.00 have been unsuccessful and said portion of property is necessary for said project;

WHEREAS, it is deemed necessary and in the best interest of the City that the City Attorney be authorized to institute civil proceedings to condemn said portion of property and that the Director of Finance be authorized to issue a draft to the Clerk of Superior Court as compensation to the owners in the amount of \$755.00;

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That, pursuant to Chapter 40A of the North Carolina General Statutes, the City Attorney is hereby authorized to institute condemnation proceedings to acquire said portion of property, and the Director of Finance is hereby authorized to issue a draft in the amount of \$755.00 to the Clerk of Superior Court as compensation to the owners, payment to be made from Account No. 9-595-397-E-29.

(Signed) Donald R. Vaughan

133-03 RESOLUTION AUTHORIZING PURCHASE OF PROPERTY OF NORTH CAROLINA YEARLY MEETING OF FRIENDS FOR THE HILLTOP ROAD WIDENING PROJECT

WHEREAS, in connection with the Hilltop Road Widening project, the property owned by North Carolina Yearly Meeting of Friends, Tax Map No. 11-684-A-867-38-25 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$5,638.00 and the owner has agreed to settle for the price of \$7,000.00, which settlement, in the opinion of the City Council, is a fair and reasonable alternative to condemnation;

WHEREAS, the owner has agreed to convey said property to the City at the agreed price and it is deemed in the best interest of the City to acquire said property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the agreed price of the above mentioned portion of property in the amount of \$7,000.00 is hereby approved, and the purchase of the property in accordance with the agreed price is hereby authorized, payment to be made from Account No. 431-6002-49.6012 CBR 083.

(Signed) Donald R. Vaughan

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134-03 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 2001-03 WITH REYNOLDS, INC. FOR SANITARY SEWER REHABILITATION PROJECT "G"

WHEREAS, Contract No. 2001-03 with Reynolds, Inc. provides for the rehabilitation of the final phase of the Muddy Branch trunk sewer project;

WHEREAS, due to special conditions of the Contract, the City reserves the right to extend this Contract up to 100% of the total price, thereby necessitating a change order in the contract in the amount of \$390,000.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That a change order in the above-mentioned contract with Reynolds, Inc. for the Sanitary Sewer Rehabilitation Project "G" Improvements is hereby authorized at a total cost of \$390,000.00, payment of said additional amount to be made in the amount of \$207,000.00 from Account No. 503-7012-02.6017.006 and in the amount of \$183,000.00 from Account No. 503-7012-02.6017.007.

(Signed) Donald R. Vaughan

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135-03 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 2003-28 WITH BAKER ROOFING, INC. FOR POLICE DISTRICT 1 BUILDING SERVICE CENTER OLD TIRE SHOP AND FLEET MAINTENANCE GARAGE

WHEREAS, after due notice, bids have been received for roof replacements for the Police District 1 Building, Service Center Old Tire Shop and Fleet Maintenance Garage;

WHEREAS, Baker Roofing, Inc., a responsible bidder, has submitted the low base and alternate bid in the total amount of \$165,146.00 as general contractor for Contract No. 2003-28, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by Baker Roofing, Inc. is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$40,000.00 from Account No. 101-2507-01.5413; in the amount of \$85,146.00 from Account No. 101-2507-03.5613 and in the amount of \$40,000.00 from Account No. 101-2507-12.5422.

(Signed) Donald R. Vaughan

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136-03 RESOLUTION CALLING A PUBLIC HEARING FOR JULY 15, 2003 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – LOCATED AT 5129 NORTH CHURCH STREET – 22.6 ACRES

WHEREAS, the owners of all the hereinafter described property, which is contiguous to the City of Greensboro, have requested in writing that said property be annexed to the City of Greensboro;

WHEREAS, Chapter 160A, Section 31 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 15th day of July, 2003, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED AT 5129 NORTH CHURCH STREET – 22.6 ACRES)

Section 1. Pursuant to G.S. 160A-31, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at a point in the existing Greensboro city limit line, said point being the southeast corner of Brian R. Napier and wife, as recorded at Deed Book 2907, Page 749 in the Office of the Register of Deeds of Guilford County; THENCE DEPARTING FROM THE EXISTING CITY LIMITS with Napier's south line N 88° 12' 30" E 649.52 feet to a point; thence continuing with said south line S 66° 57' 19" E 488.46 feet to the northernmost corner of Lot 1 of Sandine K. Wilson Property, as recorded at Plat Book 79, Page 95 in the Office of the Register of Deeds;

thence S 31° 11' 41" W 454.54 feet along the northwest lines of Lots 1, 2, and 3 of said subdivision to the westernmost corner of said Lot 3; thence S 66° 58' 59" E 279.69 feet along the southwest line of said Lot 3 to a point in the west right-of-way line of North Church Street; thence with said right-of-way line, running parallel to and 40 feet west of the centerline, the following courses and distances: S 31° 10' 19" W 166.47 feet to a point, and S 29° 08' 01" W 58.27 feet to a point; thence continuing with said right-of-way line S 66° 59' 00" E 7.93 feet to a point; thence with said right-of-way line, running parallel to and 30 feet west of the centerline, S 27° 37' 32" W 118.60 feet to a point; thence S 88° 18' 00" W 983.05 feet with the north line of Otis B. Osborne and wife, as recorded at Deed Book 4704, Page 1593 in the Office of the Register of Deeds, to a point in the east line of Common Area of Lake Jeanette East Park, Phase 1, as recorded at Plat Book 112, Page 24 in the Office of the Register of Deeds; thence N 02° 45' 36" E 145.57 feet along the east line of said Common Area to a point; thence N 01° 54' 04" E 124.20 feet along the east line of said Common Area to a point in the existing city limits, said point also being the southeast corner of Map 1 of Eastern Shores, as recorded at Plat Book 110, Page 109 in the Office of the Register of Deeds; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS N 01° 00' 20" E 730.43 feet to the point and place of BEGINNING, and containing approximately 22.63 acres.

Section 2. The owners agree to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owners shall be fully responsible for extending water and sewer service to the property at said owners' expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after September 30, 2003, the liability for municipal taxes for the 2003-2004 fiscal year shall be prorated on the basis of 9/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2004. Municipal ad valorem taxes for the 2004-2005 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after September 30, 2003.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That July 15, 2003, at 6:00 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than July 5, 2003.

(Signed) Donald R. Vaughan

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137-03 RESOLUTION CALLING A PUBLIC HEARING FOR AUGUST 4, 2003 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – LOCATED AT 5721 AND 5723 SUMMIT AVENUE – 0.56 ACRES

WHEREAS, the owner of all the hereinafter described property, which is non-contiguous to the City of Greensboro, has requested in writing that said property be annexed to the City of Greensboro;

WHEREAS, Chapter 160A, Section 58.1 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 4th day of August, 2003, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED AT 5721 AND 5723 SUMMIT AVENUE – 0.56 ACRES)

Section 1. Pursuant to G.S. 160A-58.1, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at a point in the existing Greensboro satellite corporate limits (as of June 30, 2003), said point being the intersection of the northwest right-of-way line of Summit Avenue and the northeast line of that property acquired from Duke Power Company by MAS, Inc.; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in a southwesterly direction along said right-of-way line approximately 185 feet to its intersection with the southwest line of that property acquired from Duke Power Company by MAS, Inc.; thence with said southwest line N 57° 46' 14" W approximately 300 feet to a point in the existing city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS N 34° 06' 29" E 315.05 feet to a point; thence S 55° 51' 17" E 135.95 feet to a point; thence S 20° 54' 50" E 199.54 feet to the point and place of BEGINNING, and containing approximately 0.56 acres.

Section 2. The owner agrees to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after October 31, 2003, the liability for municipal taxes for the 2003-2004 fiscal year shall be prorated on the basis of 8/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2003. Municipal ad valorem taxes for the 2004-2005 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after October 31, 2003.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That August 4, 2003, at 6:00 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than July 26, 2003.

(Signed) Donald R. Vaughan

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BE IT ORDAINED BY THE CITY COUNCIL OF GREENSBORO:

That the County Construction Projects Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the County Construction Projects Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
504-7001-01.6017	Sewer Lines	<u>\$18,030</u>
Total	\$18,030	

And that this increase be financed by increasing the following County Construction Projects Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
504-7001-01.8040	Contracted Services-Guilford County	<u>\$18,030</u>
Total	\$18,030	

(Signed) Donald R. Vaughan

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03-132 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF FEDERAL FORFEITURE FUNDS TO PURCHASE EQUIPMENT FOR THE HAZARDOUS DEVICES TEAM.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3582-01.5235	Small Tools and Equipment	<u>\$10,000</u>
TOTAL:		\$10,000

and, that this increase be financed by increasing the following State, Federal, and Other Grants Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3582-01.7100	Federal Grant	<u>\$10,000</u>
TOTAL:		\$10,000

(Signed) Donald R. Vaughan

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03-133 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF FEDERAL FORFEITURE FUNDS TO BE USED FOR TRAINING

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3581-01.5520	Seminar/Training Expenses	<u>\$100,000</u>
TOTAL:		\$100,000

and, that this increase be financed by increasing the following State, Federal, and Other Grants Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3581-01.7100	Federal Grant	<u>\$100,000</u>
TOTAL:		\$100,000

And, that the appropriation to the State, Federal and Other Grants Fund be decreased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3571-01.4140	Roster Wages	\$ 94,400
220-3571-01.4510	FICA	1,200
220-3571-01.4520	Retirement	<u>4,400</u>
TOTAL:		\$100,000

and, that this decrease be financed by decreasing the following State, Federal, and Other Grants Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3571-01.7100	Federal Grant	<u>\$100,000</u>
TOTAL:		\$100,000

(Signed) Donald R. Vaughan

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138-03 RESOLUTION APPROVING AGREEMENT WITH NORTH CAROLINA DEPARTMENT OF
TRANSPORTATION FOR PROJECT E-4777

WHEREAS, the City of Greensboro has requested enhancement funding for the construction of the first phase of the Southeast Connector Project, a ten-foot wide multi-use asphalt trail beginning at Lee Street and extending south 1573 feet adjacent to Freeman Mill Road in Greensboro, Guilford County, North Carolina;

WHEREAS, the Department of Transportation has programmed funding in the 2002-2008 Transportation Improvement Program, as revised, for said construction under Project E-4777, Guilford County;

WHEREAS, the City proposes to enter into an Agreement with the North Carolina Department of Transportation for said construction as described in said Agreement;

WHEREAS, under the proposed Agreement and subject to the Agreement provisions, the Department shall reimburse the City to the extent of eighty percent (80%) of the approved eligible costs up to the maximum federal award of \$52,800;

WHEREAS, the City shall provide at least twenty percent (20%) matching funds and all costs that exceed the federal award of \$52,800.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Agreement for Project E-4777 in Guilford County is hereby formally approved by the City Council of the City of Greensboro, and that the Mayor and Clerk are hereby authorized to sign and execute the required Agreement with the Department of Transportation.

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03-134 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR FY 2002-2003 PARKS AND RECREATION NCDOT SE TRAIL CONNECTOR PROJECT, PHASE I GRANT

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5078-01.6015	Sidewalk Construction	<u>\$66,000</u>
Total		\$ 66,000

and, that this increase be financed by increasing the following State, Federal and Other Grants Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5078-01.7110	State Grant	\$ 52,800
220-5078-01.9101	Transfer from General Fund	<u>13,200</u>
Total		\$ 66,000

(Signed) Donald R. Vaughan

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03-135 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 2002-45 WITH LANDMARK FOR THE CONSTRUCTION OF NEW WATER TANKS LOCATED AT 5935 KNOX ROAD AND 607 SOUTH AYCOCK STREET

WHEREAS, after due notice, bids have been received for water tank improvements at 5935 Knox Road and 607 South Aycock Street;

WHEREAS, Landmark, a responsible bidder, has submitted the low base and alternate bid in the total amount of \$3,319,000.00 as general contractor for Contract No. 2002-45, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by Landmark is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in from Account No. 510-7024-02.6019 CBR 002 and 510-7024-01.6019 CBR 001.

(Signed) Donald R. Vaughan

(A tabulation of bids is filed with the above resolution and is hereby referred to and made a part of the minutes.)

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03-136 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF FEDERAL FORFEITURE FUNDS TO PURCHASE COMPONENTS FOR THE OPERATIONS BUREAU 3 SUBSTATION SECURITY SYSTEM.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3583-01.5235	Small Tools and Equipment	\$277,500
220-3583-01.6059	Other Capital Equipment	<u>\$ 7,500</u>
TOTAL:		\$285,000

and, that this increase be financed by increasing the following State, Federal, and Other Grants Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3583-01.7100	Federal Grant	<u>\$285,000</u>
TOTAL:		\$285,000

(Signed) Donald R. Vaughan

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Council unanimously approved a motion to approve report of Budget Adjustments covering period May 1-31, 2003. (A copy of the report is filed in Exhibit Drawer O, Exhibit #1 and is hereby referred to and made a part of the minutes.)

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Council unanimously approved a motion to approve minutes of May 20, 2003 regular Council meeting.

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Mayor Holliday introduced an ordinance establishing the FY 2003-04 Annual Operating Budget. Following brief remarks by City Manager Kitchen, Councilmember Phillips praised staff for their outstanding work that resulted in continued provision of the same level of City services during a period of tremendous State and County budget cuts.

Councilmember Johnson stated she could not support this budget because she disagreed strongly with cutting human services funding and did not believe it to be fair and balanced. Council members Jessup and

Burroughs-White reiterated this sentiment. Councilmember Burroughs-White stated she also wished to see more funds allocated for hiring additional police officers.

The City Manager advised that the human services budget cuts had been directed by the majority of Council during this budget process and that some funds had been increased for new technology and positions in the Police Department. He advised that the addition of funds for police officers was not presently feasible while maintaining the current tax rate.

The Mayor spoke to potential future processes for consideration of additional police force funding.

Councilmember Perkins stated he would support the budget, which in his opinion was fair and balanced. He shared his opinions that the City needed to receive its fair share of funds through North Carolina State elected representatives, that social services should be provided by Guilford County, and that it was fair for County residents to pay for their use of City services such as Libraries and Parks.

Following brief additional discussion, Councilmember Gatten moved adoption of the ordinance. The motion was seconded by Councilmember Vaughan; the ordinance was adopted on the following roll call vote: Ayes: Carmany, Gatten, Holliday, Perkins, Phillips and Vaughan. Noes: Burroughs-White, Jessup and Johnson.

03-137 AN ORDINANCE ADOPTING THE 2003-04 ANNUAL BUDGET OF THE CITY OF GREENSBORO

Be it ordained by the City Council of the City of Greensboro that for the purpose of financing expenditures of the City of Greensboro, North Carolina, there is hereby appropriated from taxes and other revenue collectible the following funds for operation of City government and its activities for the Fiscal Year 2003-04 beginning July 1, 2003 and ending June 30, 2004.

Section 1. It is estimated that the following expenditures are necessary for current operating expenditures and debt service payments for the City of Greensboro for the Fiscal Year 2003-04, beginning July 1, 2003 and ending June 30, 2004.

General Fund

Current Operating Expense	180,791,930	
Transfer to Debt Service	<u>13,773,215</u>	\$194,565,145

Street & Sidewalk Revolving Fund

Current Operating Expense		2,713,000
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State Highway Allocation Fund (Powell Bill)

Current Operating Expense		9,988,035
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Stormwater Management Fund

Current Operating Expense		7,438,555
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Cemeteries Operating Fund

Current Operating Expense		761,270
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Hotel/Motel Occupancy Tax Fund

Current Operating Expense		3,360,700
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Special Tax Districts Fund

Current Operating Expense		78,000
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Nussbaum Housing Partnership Revolving Fund

Current Operating Expense		2,565,345
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<i>Debt Service Fund</i>	
Debt Service	19,777,165
<i>Water Resources Enterprise Fund</i>	
Current Operating Expense	57,037,670
<i>War Memorial Coliseum Complex Fund</i>	
Current Operating Expense	14,267,640
<i>Bryan Park Enterprise Fund</i>	
Current Operating Expense	289,035
<i>Parking Meter Enterprise Fund</i>	
Current Operating Expense	392,765
<i>Davie Street Parking Facility Fund</i>	
Current Operating Expense	664,265
<i>Parking Facilities Operating Fund</i>	
Current Operating Expense	2,825,645
<i>Solid Waste Management System Fund</i>	
Current Operating Expense	24,775,230
<i>Greensboro Transit Authority Fund</i>	
Current Operating Expense	9,933,620
<i>Equipment Services Fund</i>	
Current Operating Expense	14,408,335
<i>Technical Services Fund</i>	
Current Operating Expense	3,408,135
<i>Telecommunications Fund</i>	
Current Operating Expense	788,750
<i>Graphic Services Fund</i>	
Current Operating Expense	1,245,900
<i>Employee Insurance Fund</i>	
Current Operating Expense	20,175,410
<i>General Insurance Fund</i>	
Current Operating Expense	1,915,465
<i>Capital Leasing Fund</i>	
Current Operating Expense	<u>19,300,000</u>
Total	\$412,675,080
Less Total Transfers and Internal Charges	<u>(85,596,805)</u>
Net Total	\$327,078,275

Section 2. It is estimated that the following revenues will be available during the Fiscal Year beginning July 1, 2003 and ending June 30, 2004 to meet the foregoing appropriations:

General Fund

Property Tax	\$100,244,200	
Sales Tax	28,000,500	
Franchise Tax	12,132,000	
State Collected Local Revenues	962,600	
ABC Store Revenue	2,266,200	
Privilege License	3,250,000	
All Other	37,656,850	
Appropriated Fund Balance	<u>10,052,795</u>	\$194,565,145

Street & Sidewalk Revolving Fund

Assessments/Other Revenue	1,609,000	
Appropriated Fund Balance	<u>1,104,000</u>	2,713,000

State Highway Allocation Fund (Powell Bill)

State Grant	7,358,510	
Other Revenue	990,200	
Appropriated Fund Balance	<u>1,639,325</u>	9,988,035

Stormwater Management Fund

Stormwater Utility Fees	7,227,055	
Other Revenue	<u>211,500</u>	7,438,555

Cemetery Operating Fund

Lot Sales	180,400	
Cemetery Services	248,275	
Other Sources	83,595	
Transfer from General Fund	137,335	
Appropriated Fund Balance	<u>111,665</u>	761,270

Hotel/Motel Occupancy Fund

Other Revenue	721,000	
Hotel/Motel Tax	2,633,700	
Appropriated Fund Balance	<u>6,000</u>	3,360,700

Special Tax Districts Fund

Property Taxes	37,000	
Appropriated Fund Balance	<u>41,000</u>	78,000

Nussbaum Housing Partnership Revolving Fund

Transfer from the General Fund	1,755,455	
Other Revenue	399,990	
Appropriated Fund Balance	<u>409,900</u>	2,565,345

Debt Service Fund

Other Revenue	2,385,000	
Transfer from the General Fund	13,383,150	
Appropriated Fund Balance	<u>4,009,015</u>	19,777,165

Water Resources Enterprise Fund

Water & Sewer Charges	50,630,000	
Assessments	160,000	

Other Revenue	1,282,800	
Capacity Use Fees	2,500,000	
Industrial Waste Control	600,000	
Appropriated Fund Balance	<u>1,864,870</u>	57,037,670
<i>War Memorial Coliseum Complex Fund</i>		
Concessions	3,632,430	
Admissions and Charges	2,525,620	
Transfer from General Fund	1,550,000	
Other Revenue	<u>6,559,590</u>	14,267,640
<i>Bryan Park Enterprise Fund</i>		
Golf Fees	99,600	
Transfer from General Fund	141,655	
Other Revenue	<u>47,780</u>	289,035
<i>Parking Meter Enterprise Fund</i>		
Parking Fees	326,500	
Other Revenue	<u>66,265</u>	392,765
<i>Davie Street Parking Facility Fund</i>		
Parking Fees	150,000	
Other Revenue	4,400	
Appropriated Fund Balance	<u>509,865</u>	664,265
<i>Parking Facilities Operating Fund</i>		
Parking Fees	1,354,920	
Transfer From General Fund	1,262,335	
Other Revenue	49,800	
Transfer From Parking Meter/Davie Street Deck Funds	<u>158,590</u>	2,825,645
<i>Solid Waste Management System</i>		
Solid Waste Disposal Fees	6,239,950	
Transfer from General Fund	7,373,045	
Collection Fees	8,599,595	
Other Revenue	737,000	
Appropriated Fund Balance	<u>1,825,640</u>	24,775,230
<i>Greensboro Area Transit Authority Fund</i>		
Property Taxes	3,338,305	
State and Federal Grants	2,558,215	
Transportation Fares	1,224,300	
Duke Power Contribution	1,338,495	
Other Revenue	<u>1,474,305</u>	9,933,620
<u>Equipment Services Fund</u>		
Automotive Services	13,450,000	
Other Revenue	690,500	
Appropriated Fund Balance	<u>267,835</u>	14,408,335
<i>Technical Services Fund</i>		
Radio Charges	2,376,095	
Other Revenue	699,270	
Appropriated Fund Balance	<u>332,770</u>	3,408,135

Telecommunications Fund

Telephone Services	678,940	
Other Revenue	32,250	
Appropriated Fund Balance	<u>77,560</u>	788,750

Graphic Services Fund

Printing Services	<u>1,245,900</u>	1,245,900
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Employee Insurance Fund

Premiums	18,671,610	
Transfer from General Fund	14,400	
Other Revenue	489,400	
Appropriated Fund Balance	<u>1,000,000</u>	20,175,410

General Insurance Fund

Premiums	1,479,145	
Other Revenue	<u>436,320</u>	1,915,465

Capital Leasing Fund

Internal Charges	9,625,000	
Capital Lease	9,600,000	
Other Revenue	<u>75,000</u>	<u>19,300,000</u>

Total \$412,675,080

Less Total Transfers and Internal Charges (85,596,805)

Net Total **\$327,078,275**

Section 3. There is hereby levied the following rates of tax on each one hundred dollars (\$100.00) valuation of taxable real property and taxable tangible personal property, as listed for taxes as of January 1, 2003, for the purpose of raising the revenue from Current Year's Property Tax, as set forth in the foregoing estimates of revenue, and in order to finance the foregoing appropriations:

a) For the payment of general operating expenses and capital expenditures of the City including the payment of principal and interest of the bonded indebtedness of the City of Greensboro	.5975
b) For the payment of general operating expenses and capital expenditures associated with the improvement of transit operations within the City of Greensboro	<u>.0200</u>
Total	.6175

Such rates of tax are based on an estimated total appraised valuation of property for purposes of taxation of \$16,825,800,000 and an estimated rate of collection of ninety-eight and one-half percent (98.5%).

Section 4. There is hereby levied the following rates of tax on each one hundred dollars (\$100.00) valuation of taxable real property and taxable tangible personal property in the following special tax districts, as listed for taxes as of January 1, 2003, for the purposes as set for in the Special Historic Districts as authorized by City Council:

a) College Hill Historic District for improvements as stated in the Special Historic District Plan	.05
b) Charles B. Aycock Historic District for improvements as stated in the Special Historic District Plan	.05

Such rates of tax are based on the estimated total appraised valuations in each Historic District and an estimated rate of collection of ninety-eight and one-half percent (98.5%).

Section 5. Appropriations hereinabove authorized and made for the purpose other than necessary governmental functions are hereby made from revenue collectible from miscellaneous revenues and sources other than taxes. Appropriations authorized for Cultural Contributions and Chamber of Commerce Contributions are hereby made from revenues collectible from sources other than taxes.

Section 6. Appropriations hereinabove authorized and made for water and sewer operating fund, water and sewer current operating expense and debt service, are made from revenue collectible for the operation of the combined water and sewer systems and miscellaneous revenue.

Section 7. Appropriations hereinabove authorized and made shall have the amounts of the outstanding purchase orders and unearned portion of contracts at June 30, 2003 (rounded to the nearest five dollars) added to each appropriation as it applies in order to properly account for the payment against the fiscal year in which it is paid.

Section 8. Copies of this ordinance shall be furnished to the Budget and Evaluation Director, Finance Director and the City Clerk within five days after adoption to be kept on file by them for their direction in the disbursement of City funds.

Section 9. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Florence F. Gatten

.....

The Mayor introduced a resolution adopting the FY 2003-2009 Capital Improvements Program. Councilmember Gatten moved adoption of the resolution. The motion was seconded by Councilmember Johnson; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

139-03 RESOLUTION ADOPTING SIX -YEAR CAPITAL IMPROVEMENTS PROGRAM

WHEREAS, capital improvements programming is a comprehensive approach to improving social and physical conditions in a governmental jurisdiction by evaluation of growth and development trends;
WHEREAS, capital improvements programming serves as a basic framework for scheduling public improvements and requires the assistance of government officials and agencies, as well as community residents;
WHEREAS, a report entitled *2003-2009 Capital Improvements Program* has been prepared;
WHEREAS, after conduct of a public hearing and resulting review and discussion, the Planning Board recommends adoption of the *2003-2009 Capital Improvements Program*;
WHEREAS, the report provides a comprehensive listing of needed public improvements and related financial resources, indicates estimated future revenues and operating expenditures, illustrates the importance of relating the City's comprehensive plans to its fiscal capability and provides recommendations for scheduling each public improvement project, while estimating planning, design and development costs

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the City Council recognizes the capital improvements programming process as the translation of community goals and objectives into needed physical facilities which are essential to residential, business, institutional and leisure activities, and

2. That the City Council does hereby adopt the report entitled *Capital Improvements Program 2003-2009*. Following is an expense summary by service category and related financing as is included in the FY 03-09 Capital Improvements Program:

Expenditures

Public Safety	\$32,052,190
Transportation	110,731,575
Economic and Community Development	20,807,000
Environmental Protection	151,049,195
Culture and Recreation	41,810,305
General Government	<u>5,493,130</u>
Total	\$361,943,395

Financing

General Fund	\$4,322,000
Enterprise Funds	36,340,000
Street and Sidewalk Funds	8,590,000
Powell Bill/State Road Funds	34,885,000
Authorized GO Bonds	107,828,265
GO Bonds to be Authorized	33,326,935
Revenue Bonds	116,264,195
Grants/Other Rev Sources	<u>20,387,000</u>
Total	\$361,943,395

(Signed) Florence F. Gatten

(A copy of the Capital Improvements Program 2003-2009 is filed in Exhibit Drawer O, Exhibit Number 10, which is hereby referred to and made a part of these minutes.)

.....

The Mayor introduced an ordinance establishing the FY 03-04 budget for the Greensboro /High Point/ Guilford County Job Training Consortium. Councilmember Johnson moved adoption of the ordinance. The motion was seconded by Councilmember Vaughan; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-154 ORDINANCE ESTABLISHING THE FY 03-04 GRANT PROJECT BUDGET GREENSBORO/HIGH POINT/GUILFORD COUNTY JOB TRAINING CONSORTIUM

WHEREAS, the Local Government Budget and Fiscal Control Act, as amended, provides for grant project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of grant projects;

AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year and to permit the use of continuing appropriations of the FY 03-04 Workforce Investment Act Grant and to properly account for such usage, it is deemed in the best interest of the City of Greensboro to establish, by ordinance, a special FY 03-04 grant project for the Workforce Investment Act Grant with revenues and expenditures being specifically defined as is shown below:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the grant project budget for the FY 03-04 Workforce Investment Act Grant be established and appropriated for the life of the project as follows:

Estimated

Estimated

<u>Description</u>	<u>Expenditures</u>	<u>Revenues</u>
WIA Program	2,197,879	
Program Administration	244,209	
Federal & State Grants	_____	<u>2,442,088</u>
TOTAL	\$2,442,088	\$2,422,088

2. AND THAT, the expense and revenue estimates here-in-above authorized and made for the FY 03-04 Workforce Investment Act Project shall be documented and recorded by line item within the accounting system of the City of Greensboro so as to provide a foundation for the proper recording of actual revenue and expenditures and shall be duly filed with the City Clerk of the City of Greensboro.

3. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Yvonne J. Johnson

.....

Mayor Holliday introduced an ordinance establishing the FY 03-04 budget for the Community Development Block Grant. Councilmember Vaughan moved adoption of the ordinance. The motion was seconded by Councilmember Perkins; the ordinance was adopted on the following roll call vote: Ayes: Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: Burroughs-White.

03-138 ORDINANCE ESTABLISHING FY 03-04 GRANT PROJECT BUDGET FOR COMMUNITY DEVELOPMENT BLOCK GRANT

WHEREAS, the Local Government Budget and Fiscal Control Act, as amended, provides for grant project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of grant projects; AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year, and to permit the use of continuing appropriations to account for Community Development Block Grant FY 03-04, it is deemed in the best interest of the City to establish a special grant project ordinance for Community Development Block Grant FY 03-04, with the revenues and expenditures being established as shown below:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the grant project budget for Community Development Block Grant FY 03-04 be established and appropriated for the life of the project as follows:

<u>Description</u>	<u>Estimated Expenditures</u>	<u>Estimated Revenues</u>
CDBG Administration & Planning	\$500,000	
Section 108 Loan Repayment	\$300,000	
Arlington Park Target Area	\$50,000	
Asheboro Target Area	\$320,000	
Eastside Park Target Area	\$530,000	
Emergency Repair Program	\$705,000	
Targeted Loan Pool Program	\$400,000	
Targeted Loan Pool Program-Technical Assistance	\$100,000	
Rosewood Target Area	\$100,000	
Target Area Rehabilitation	<u>\$102,000</u>	
Total	\$3,107,000	

Governmental Grant	\$2,357,000
Program Income	\$500,000
Reprogrammed Funds	<u>\$250,000</u>
Total	\$3,107,000

2. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Donald R. Vaughan

.....

The Mayor introduced an ordinance establishing the FY-03-04 budget for the HOME grant. Councilmember Vaughan moved adoption of the ordinance. The motion was seconded by Councilmember Phillips; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-139 ORDINANCE ESTABLISHING THE FY 03-04 HOME PROGRAM GRANT PROJECT BUDGET FOR THE GREENSBORO/GUILFORD/HIGH POINT/BURLINGTON/ALAMANCE HOUSING CONSORTIUM

WHEREAS, the Cranston-Gonzalez National Affordable Housing Act of 1990, authorizes contiguous units of local government to form consortia in order to receive HOME funding as one jurisdiction;

AND WHEREAS, the City of Greensboro, the City of High Point and Guilford County formed a HOME Consortium and subsequently added the City of Burlington and Alamance County;

AND WHEREAS, State Statutes require pre-authorization of the expenditure of Federal Grant Funds by the Governing Body having jurisdiction over and responsibility for said funds;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the Grant Project Budget for the FY 03-04 HOME Program Grant be established and appropriated for the life of the project as follows:

Description	Estimated <u>Expenditures</u>	Estimated <u>Revenues</u>
<u>Greensboro</u>		
Rankin School Place	98,000	
Rental Housing Improvement Program	165,000	
Willow Oaks	300,000	
Windhill Court	274,680	
Citywide Rehabilitation	250,000	
CHDO Set-aside	192,740	
Administration	<u>128,490</u>	
Total Greensboro	\$1,408,910	
<u>Guilford County</u>		
Assembly Road	24,400	
Rankin School Place	61,010	
Willow Creek Senior Apartments	61,000	
Administration	<u>16,270</u>	
Total Guilford County	\$162,680	
<u>High Point</u>		
CHDO Activities	76,035	
Homeownership Assistance	30,400	
Housing Rehabilitation	349,765	
Administration	<u>50,690</u>	

Total High Point	\$506,890	
<u>Burlington</u>		
Owner-Occupied Housing Rehabilitation	201,580	
CHDO Project Assistance	40,315	
Administration	<u>26,875</u>	
Total Burlington	\$268,770	
<u>Alamance County</u>		
Homeowner Rehabilitation	100,790	
CHDO Set-aside	20,155	
Administration	<u>13,440</u>	
Total Alamance County	\$134,385	
2003-2004 HOME Grant	\$2,357,635	
2003-2004 Greensboro Program Income	<u>124,000</u>	
Total Consortium	\$2,481,635	\$2,481,635

2. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Donald R. Vaughan

.....

Mayor Holliday introduced an ordinance establishing the FY 03-04 budget for KIDS, Inc. After Larry Davis, Director of the Budget and Evaluation Department, provided a brief explanation of the City's role in this Federal grant process, Councilmember Carmany moved adoption of the ordinance. The motion was seconded by Councilmember Perkins; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-140 ORDINANCE ESTABLISHING FY 03-04 GRANT PROJECT BUDGET FOR KIDS, INC. DAY CARE PROJECT

WHEREAS, the Local Government and Fiscal Control Act, as amended, provides for grant budgeting pursuant to G. S. 159-13.2 and as an alternative to the annual budgeting of grant project funds and;

WHEREAS, in order to alleviate the requirement to re-authorize unused appropriations from fiscal year to fiscal year and to permit the continuing use of residual appropriations to underwrite costs that are attributable to KIDS, INC. project activities, it is deemed in the best interest of the City of Greensboro and KIDS, INC. to establish a special FY 03-04 grant project budget for KIDS, INC., with revenue and expenditures being authorized as shown below:

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the FY 03-04 grant project budget for KIDS, INC. be established and appropriated for the life of the project as follows:

<u>Account Number</u>	<u>Description</u>	<u>Estimated Expenditures</u>	<u>Estimated Revenues</u>
212-2034-01.5121	Heat & Electricity	\$8,200	

212-2034-01.5131	Water & Sewer Utility	600	
212-2034-01.5141	Stormwater Fee	100	
212-2034-01.5422	Contract Maint of Buildings	4,000	
212-2034-01.5613	Maint & Repair Buildings	3,900	
212-2034-01.5710	Insurance Premiums	200	
212-2034-01.5990	Contingency	3,265	
212-2034-01.7801	Rent-Real Estate		<u>\$20,265</u>
Total		\$20,265	
		\$20,265	

2. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Sandra G. Carmany

.....

The Mayor introduced an ordinance establishing the FY 03-04 budget for Housing Opportunities for Persons with AIDS (HOPWA). Councilmember Johnson moved adoption of the ordinance. The motion was seconded by Councilmember Vaughan; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-141 ORDINANCE ESTABLISHING FY 03-04 GRANT PROJECT BUDGET FOR HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS (HOPWA)

WHEREAS, the Local Government Budget and Fiscal Control Act, as amended, provides for grant project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of grant projects;

AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year, and to permit the use of continuing appropriations to account for HOPWA program activities, it is deemed in the best interest of the City to establish a special grant project ordinance for HOPWA FY 03-04, with the revenues and expenditures being established as shown below:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the grant project budget for HOPWA FY 03-04 be established and appropriated for the life of the project as follows:

Description	Estimated <u>Expenditures</u>	Estimated <u>Revenues</u>
City of Greensboro Administration	\$4,335	
Eastern Triad HIV Consortium Contract		
Includes: AIDS Care Service	\$85,320	
Asheboro Housing Authority	\$35,000	
Eastern Triad HIV Consortium	\$108,875	
Housing Authority of Winston Salem	\$42,000	
Northwest Care Consortium	\$58,800	
Servant Center	\$18,120	
Greensboro Housing Authority	<u>\$94,830</u>	
Total	\$447,280	

02-03 Reprogrammed Funds \$9,280

Governmental Grant	<u>\$438,000</u>
Total	\$447,280

2. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Yvonne J. Johnson

.....

Mayor Holliday introduced an ordinance amending the Street and Sidewalk Capital Project Fund. Councilmember Carmany moved adoption of the ordinance. The motion was seconded by Councilmember Vaughan; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-142 **ORDINANCE ESTABLISHING CAPITAL PROJECT BUDGET FOR FY 03-04 STREET AND SIDEWALK CAPITAL PROJECTS FUND**

WHEREAS, the Local Government Budget and Fiscal Control Act provides for capital project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of capital projects;

AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year, it is deemed in the best interest of the City to establish a special capital project ordinance for Street and Sidewalk Capital Projects to be undertaken in FY 03-04;

AND WHEREAS, the revenues and expenditures shown below are being established for these capital projects;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the following capital project budgets for Street and Sidewalk Projects be established and appropriations for the life of the projects will be as follows:

<u>Account Number</u>	<u>Description</u>	<u>Estimated Expenditures</u>	<u>Estimated Revenues</u>
401-6023-01.6014	Street Construction	\$500,000	
401-6023-01.6012	Land Right-of Way	100,000	
401-6023-01.9201	Transfer From Street and Sidewalk Fund		\$600,000
401-6023-02.6015	Sidewalk Construction	250,000	
401-6023-02.9201	Transfer From Street and Sidewalk Fund		250,000
401-6023-03.6019	Other Improvements	100,000	
401-6023.03.9201	Transfer From Street and Sidewalk Fund	_____	<u>100,000</u>
	Total	\$950,000	\$950,000

2. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Sandra G. Carmany

.....

Mayor Holliday introduced an ordinance amending the State Highway Allocation Capital Project Fund. Councilmember Carmany moved adoption of the ordinance. The motion was seconded by Councilmember Vaughan and was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-143 ORDINANCE ESTABLISHING CAPITAL PROJECT BUDGET FOR FY 03-04 STATE HIGHWAY ALLOCATION CAPITAL PROJECTS FUND

WHEREAS, the Local Government Budget and Fiscal Control Act provides for capital project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of capital projects;

AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year, it is deemed in the best interest of the City to establish a special capital project ordinance for State Highway Allocation Capital Projects to be undertaken in FY 03-04;

AND WHEREAS, the revenues and expenditures show below are being established for these capital projects;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the following capital project budgets for State Highway Allocation Projects be established and appropriations for the life of the projects will be as follows:

<u>Account Number</u>	<u>Description</u>	<u>Estimated Expenditures</u>	<u>Estimated Revenues</u>
402-6023-01.6012	Land Right-of-Way	150,000	
402-6023-01.6014	Street Construction	850,000	
402-6023-01.9202	Transfer From State Highway Allocation Fund		1,000,000
402-6023-02.6015	Sidewalk Construction	450,000	
402-6023-02.9202	Transfer From State Highway Allocation Fund		450,000
402-6023-03.6019	Other Improvements	400,000	
402-6023-03.9202	Transfer From State Highway Allocation Fund	_____	<u>400,000</u>
	Total	\$1,850,000	\$1,850,000

2. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Sandra G. Carmany

.....

Mayor Holliday introduced an ordinance amending the Water Resources Capital Improvements Fund. Councilmember Vaughan moved adoption of the ordinance. The motion was seconded by Councilmember Carmany; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-144 ORDINANCE ESTABLISHING CAPITAL PROJECT BUDGET FOR FY 03-04 WATER RESOURCES CAPITAL IMPROVEMENTS FUND

WHEREAS, the Local Government Budget and Fiscal Control Act provides for capital project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of capital projects;

AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year, it is deemed in the best interest of the City to establish a special capital project ordinance for Water Resources Capital Projects to be undertaken in FY 03-04;

AND WHEREAS, the revenues and expenditures shown below are being established for these capital projects;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

3. That the following capital project budgets for Water Resources Capital Projects be established and appropriations for the life of the projects will be as follows:

<u>Account Number</u>	<u>Description</u>	<u>Estimated Expenditures</u>	<u>Estimated Revenues</u>
503-7013-01.6012	Land	\$25,000	
503-7013-01.6016	Water Lines	\$1,000,000	
503-7013-01.6016	Water Lines Rehabilitation	\$325,000	
503-7013-02.6012	Land	\$50,000	
503-7013-02.6017	Sewer Lines	\$700,000	
503-7013-02.6017	Sewer Lines Rehabilitation	\$1,750,000	
503-7013-01.9501	Trans. From Water Res Oper Fund		\$1,350,000
503-7013-02.9501	Trans. From Water Res Oper Fund		\$2,500,000
Total		\$3,850,000	\$3,850,000

2. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Donald R. Vaughan

.....

Mayor Holliday introduced an ordinance amending the General Capital Projects Fund. Councilmember Johnson moved adoption of the ordinance. The motion was seconded by Councilmember Carmany; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-145 ORDINANCE ESTABLISHING CAPITAL PROJECT BUDGET FOR FY 03-04 GENERAL CAPITAL PROJECTS FUND

WHEREAS, the Local Government Budget and Fiscal Control Act provides for capital project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of capital projects;

AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year, it is deemed in the best interest of the City to establish a special capital project ordinance for General Fund Capital Projects to be undertaken in FY 03-04;

AND WHEREAS, the revenues and expenditures shown below are being established for these capital projects;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

4. That the following capital project budgets for General Capital Projects be established and appropriations for the life of the projects will be as follows:

<u>Account Number</u>	<u>Description</u>	<u>Estimated Expenditures</u>	<u>Estimated Revenues</u>
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410-5006-01.6019	Other Improvements	\$329,000
410-7506-01.6019	Other Improvements	200,000
410-2006-01.6019	Citizens CIP	100,000

Total

410-0000-00.9101	Transfer From Gen Fund	_____	<u>\$629,000</u>
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Total		\$629,000	\$629,000
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5. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Yvonne J. Johnson

.....

Mayor Holliday introduced an ordinance amending the Solid Waste Capital Improvements Fund. Councilmember Carmany moved adoption of the ordinance. The motion was seconded by Councilmember Vaughan; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-146 ORDINANCE ESTABLISHING CAPITAL PROJECT BUDGET FOR FY 03-04 SOLID WASTE CAPITAL IMPROVEMENTS FUND

WHEREAS, the Local Government Budget and Fiscal Control Act provides for capital project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of capital projects;

AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year, it is deemed in the best interest of the City to establish a special capital project ordinance for Solid Waste Capital Projects to be undertaken in FY 03-04;

AND WHEREAS, the revenues and expenditures shown below are being established for these capital projects;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the following capital reserve and capital improvement project budgets for Solid Waste be established and appropriations for the life of the projects will be as follows:

<u>Account Number</u>	<u>Description</u>	<u>Estimated Expenditures</u>	<u>Estimated Revenues</u>
554-6509-03.6019	Other Capital Improvements	\$1,575,000	
554-0000-00.9552	Trans. From Solid Waste Capital Reserve Fund	_____	\$1,575,000
Total			<u>\$1,575,000</u> <u>\$1,575,000</u>

and that this increase be financed by increasing the Solid Waste Capital Reserve account:

552-6509-01.6554	Transfer to Solid Waste Capital Improvements Fund	\$1,575,000	
552-0000-00.8900	Appropriated Fund Balance		\$1,575,000
Total		<u>\$1,575,000</u>	<u>\$1,575,000</u>

2. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Sandra G. Carmany

.....

The Mayor introduced an ordinance amending the Stormwater Management Capital Improvements Fund. Councilmember Vaughan moved adoption of the ordinance. The motion was seconded by Councilmember Carmany; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-147 **ORDINANCE ESTABLISHING CAPITAL PROJECT FUND BUDGET FOR FY 03-04 STORMWATER MANAGEMENT CAPITAL IMPROVEMENTS FUND**

WHEREAS, the Local Government Budget and Fiscal Control Act provides for capital project budgeting pursuant to G.S. 159-13.2 as an alternative to annual budgeting of capital projects;

AND WHEREAS, in order to alleviate the requirements to re-adopt appropriations from fiscal year to fiscal year, it is deemed in the best interest of the City to establish a special capital project ordinance for Stormwater Management Capital Projects to be undertaken in FY 03-04;

AND WHEREAS, the revenues and expenditures shown below are being established for these capital projects;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the following capital project budgets for Stormwater Management Capital Projects be established and appropriations for the life of the projects will be as follows:

<u>Account Number</u>	<u>Description</u>	<u>Estimated Expenditures</u>	<u>Estimated Revenues</u>
403-7003-01.6018	Stormwater Cap Improv	\$834,093	
403-7000-00.9203	Transfer from Stormwater Mgmt Fund		\$834,093
Total		\$834,093	\$834,093

2. This ordinance shall be effective from and after the date of July 1, 2003.

(Signed) Donald R. Vaughan

.....

The Mayor introduced an ordinance amending Chapter 25 of the Greensboro Code of Ordinances with respect to Solid Waste to adjust fees for commercial refuse collection services. Councilmember Carmany moved adoption of the ordinance. The motion was seconded by Councilmember Gatten; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-148**AN ORDINANCE AMENDING CHAPTER 25 OF THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO SOLID WASTE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1: That Section 25-21 of the Greensboro Code of Ordinances is hereby amended to read as follows:

- (a) Stationary container program. There is hereby established a charge for collection of wet and dry garbage from stationary containers, said charge shall be one hundred sixteen dollars and fifty cents (\$116.50) per month for each stationary container.

Section 2: That this ordinance shall become effective on and after October 1, 2003.

Section 3: That all ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

(Signed) Sandra G. Carmany

.....

Mayor Holliday introduced an ordinance amending Chapter 30 of the Greensboro Code of Ordinances with respect to Zoning to adjust fees for zoning, planning and development. Councilmember Gatten moved adoption of the ordinance. The motion was seconded by Councilmember Phillips; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Perkins, Phillips and Vaughan. Noes: None.

**03-149 AN ORDINANCE AMENDING CHAPTER 30 OF THE GREENSBORO CODE OF ORDINANCES
WITH RESPECT TO ZONING, PLANNING AND DEVELOPMENT**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1: That Chapter 30-3-19.1 through 30-3-19.4 are hereby rewritten to read as follows:

“30-3-19.1 Board of Adjustment

- (A) Request for variance, special exception, or interpretation..... \$125.00
- (B) Rehearing request.....\$225.00
- (C) No refund of the fee or any part thereof shall be made once an application is filed unless the application is withdrawn at least seventeen (17) days prior to the Board of Adjustment meeting at which the request is intended to be heard.

30-3-19.2 Zoning Map Amendment or Special Use Permit

- (A) Request containing less than one (1) acre.....\$250.00
- (B) Request containing from one (1) acre up to five (5) acres.....\$600.00
- (C) Request containing five (5) acres or more..... \$1000.00

(D) No refund of the fee or any part thereof shall be made once an application is filed unless the application is withdrawn at least nineteen (19) days prior to the Zoning Commission meeting at which the request is intended to be heard.

- (E) No fee shall be required if the request is for initial zoning of property in conjunction with an annexation.

30-3-19.3 Text Amendment.....no fee

30-3-19.4 Development Plans, Final Plats, etc.

- (A) Preliminary Subdivision and Planned Unit Development Plans:
 - 1) Per plan.....\$175.00
 - 2) Plus, per lot.....\$30.00
- (B) Group Housing Development, Manufactured Dwelling Park, or Recreational Vehicle Park Plans:
 - 1) Per plan.....\$100.00
 - 2) Plus, per dwelling unit or space..... \$6.00
- (C) Group Nonresidential Development and Other Plans Not Listed Above:
 - 1) Per plan.....\$100.00
 - 2) Plus, per 1,000 square feet of gross floor area..... \$6.00
- (D) Plans Not Requiring TRC Approval: (Non-residential additions >3,000 square feet and <15,000 square feet or new principal buildings containing less than 15,000 square feet).....\$100.00
- (E) Construction and Utility Drawings:
 - 1) Water lines, per linear foot of construction.....\$0.60
 - 2) Sewer lines, per linear foot of construction..... \$0.60
 - 3) Roadway construction, per linear foot of construction..... \$0.75
- (F) Minor Revisions:
 - 1) Per plan.....\$25.00
 - 2) Plus the per lot, square footage, linear footage of construction, dwelling unit or space fee listed above applied to any increase.
- (G) Other Fees:
 - 1) Exempt plat.....no fee
 - 2) Watershed plans..... no fee
 - 3) Easement release.....\$125.00
 - 4) Condominium and townhouse declarations.....\$50.00
 - 5) Final plat.....\$50.00

(Also enclose check for recording fee payable to Guilford County Register of Deeds)

- 6) Petition to close or abandon
a street or alley.....\$225.00
- 7) Street name change by private
Petition request.....\$175.00"

Section 2. This ordinance shall become effective on July 1, 2003.

Section 3. All ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

(Signed) Florence F. Gatten

.....

Mayor Holliday introduced an ordinance amending Chapter 29 of the Greensboro Code of Ordinances with respect to Water, Sewers and Waste Disposal to adjust fees for water and wastewater provision services. Councilmember Gatten moved adoption of the ordinance. The motion was seconded by Councilmember Phillips; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-150 AN ORDINANCE AMENDING CHAPTER 29 OF THE GREENSBORO CODE OF ORDINANCES
WITH RESPECT TO WATER RESOURCES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1: That Section 29-46 of the Greensboro Code of Ordinances is hereby amended to read as follows:

Sec. 29-46. Generally.

Rates for water and sewer service shall apply only to the quantities shown in the corresponding brackets, and the cost of any quantity shall be the cumulative total of all portions of that quantity. Rates for sewer service inside the city shall be a uniform charge of two dollars (\$2.00) per one hundred (100) cubic feet of wastewater discharge plus a billing and availability charge as shown below:

Size of Meter	Billing and Availability Charge
5/8"	\$3.00
3/4"	4.50
1"	7.50
1 1/4"	9.70
1 1/2"	15.00
2"	24.00
3"	48.00
4"	74.00
6"	149.00
8"	240.00

The billing and availability charge shall be charged with each billing, whether monthly or quarterly billing. Rates for sewer service outside the city shall be a uniform charge of four dollars (\$4.00) per one hundred (100) cubic feet of wastewater discharge plus a billing and availability charge each month as shown below:

Size of Meter	Billing and Availability Charge
5/8"	\$6.00
3/4"	9.00
1"	15.00
1 1/4"	19.40
1 1/2"	30.00

2"	48.00
3"	96.00
4"	148.00
6"	298.00
8"	480.00

No discounts shall be allowed from the rates fixed on the above schedule. If a meter was cut off before the end of the billing period, the actual consumption plus the billing and availability charge for the appropriate meter size shall be charged.

The annual sewer charge inside the city for unmetered accounts shall be based on one hundred twenty-two (122) units of sewer at the current inside rate per one hundred (100) cubic feet of waste water discharge or a pro rata portion for the months that the service is provided. The annual sewer charge outside the city for unmetered accounts shall be based on one hundred twenty-two units of sewer at the current outside rate per one hundred (100) cubic feet of waste water or a pro rata portion for the months that the service is provided.

Section 2: That Section 29-47 of the Greensboro Code of Ordinances is hereby amended to read as follows:

Sec. 29-47. Quarterly rates inside the city; billing and availability charges.

Quarterly rates shall apply to meters normally reading less than fifty units monthly that are inside accounts.

- (a) *Residential water charges.* Quarterly billed (inside) accounts with 5/8" and 3/4" meters that are billed as residential accounts shall be charged a billing and availability charge of three dollars (\$3.00) or four dollars and fifty cents (\$4.50) respectively, for each quarter. In addition, the account will be charged for water consumed as follows:

	Per Unit
First 9 units	\$1.20
10th through 30th units	1.65
31st through 60th units	2.20
All units over 60	2.75

- (b) *Non-residential water charges.* All quarterly billed (inside) accounts not described in (a) above or (c) below shall be billed one dollar and sixty-five cents per unit (\$1.65) per unit plus a billing and availability charge as follows:

Size of Meter	Billing and Availability Charge
5/8"	\$3.00
3/4"	4.50
1"	7.50
1 1/4"	9.70
1 1/2"	15.00

- (c) *Irrigation use.* All quarterly billed irrigation accounts (water metered separately for irrigation or other outside use only) shall be charged three dollars (\$3.00) per unit plus a billing and availability charge as follows:

Size of Meter	Billing and Availability Charge
5/8"	\$3.00
3/4"	4.50
1"	7.50
1 1/4"	9.70
1 1/2"	15.00

Section 3: That Section 29-48 of the Greensboro Code of Ordinances is hereby amended to read as follows:

Sec. 29-48. Monthly rates inside the city; billing and availability charges.

- (a) *Residential water charges.* Monthly billed (inside) accounts with 5/8" and 3/4" meters that are billed as residential accounts shall be charged a billing and availability charge of three dollars (\$3.00) or four dollars and fifty cents (\$4.50) respectively, for each month. In addition, the account will be charged for water consumed as follows:

	Per Unit
First 3 units	\$1.20
4th through 10th units	1.65
11th through 20th units	2.20
All units over 20	2.75

- (b) *Non-residential water charges.* All monthly billed (inside) accounts not described in (a) above or (c) below shall be billed a billing and availability charge as follows:

Size of Meter	Billing and Availability Charge
5/8"	\$3.00
3/4"	4.50
1"	7.50
1 1/4"	9.70
1 1/2"	15.00
2"	24.00
3"	48.00
4"	74.00
6"	149.00
8"	240.00

Consumption of water shall be billed at one dollar and sixty-five cents (\$1.65) per unit for all units.

- (c) *Irrigation use.* All inside monthly billed irrigation accounts (water metered separately for irrigation or other outside use only) shall be three dollars (\$3.00) per unit plus a billing and availability charge as shown in (b) above.

Section 4: That Section 29-49 of the Greensboro Code of Ordinances is hereby amended to read as follows:

Sec. 29-49. Monthly rates outside city; billing and availability charges.

All water meters outside the corporate limits of the city shall be read monthly and shall be billed at the following rates:

- (a) *Residential water charges.* Outside accounts with 5/8" and 3/4" meters that are billed as residential accounts shall be charged a billing and availability charge of six dollars (\$6.00) or nine dollars (\$9.00) respectively, for each month. In addition, the account will be charged for water consumed as follows:

	Per Unit
First 3 units	\$2.40
4th through 10th units	3.30
11th through 20th units	4.40
All units over 20	5.50

- (b) *Non-residential water charges.* All outside accounts not described in (a) above or below shall be billed a billing and availability charge as follows:

Size of Meter	Billing and Availability Charge
5/8"	\$6.00
3/4"	9.00
1"	15.00
1 1/4"	19.40
1 1/2"	30.00
2"	48.00

Single-family residential unit shall pay a fee based on the amount of impervious surface area on the property. The fee will be charged per month as shown below:

Tier	Impervious Surface Range (Sq. Feet)	Residential Rate (Monthly)
I	600 – 1,999	\$1.50
II	2,000 – 2,899	\$2.70
III	2,900 +	\$3.90

Other property shall pay a service charge of two dollars and seventy cents (\$2.70) per month for each Equivalent Residential Unit or portion of an Equivalent Residential Unit on the parcel. No charge shall be made on parcels with less than six hundred (600) square feet of impervious surface.

Section 2: That this ordinance shall become effective on and after January 1, 2004.

Section 3: That all ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

(Signed) Yvonne J. Johnson

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After Mayor Holliday introduced a resolution approving Water Resources Greensboro Streams Map, the Manager advised that this information would assist with watershed protection. Councilmember Vaughan moved adoption of the resolution. The motion was seconded by Councilmember Gatten; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

140-03 RESOLUTION APPROVING WATER RESOURCES GREENSBORO STREAMS MAP

WHEREAS, a need arose for the City to update, field identify and map perennial streams that were not protected under the existing City “Watershed Map”;

WHEREAS, the purpose for the development of a Stream Mapping Project was to provide a means to adequately protect streams in the water supply watersheds as required by City and State Regulations;

WHEREAS, in June, 2000 the City of Greensboro Stormwater Management Division contracted with MACTEC Engineering (formerly LAW Engineering) to identify perennial and intermittent stream origins within Greensboro’s water supply watersheds requiring buffers;

WHEREAS, after coordination with the North Carolina Department of Environment and Natural Resources Division of Water Quality to develop a methodology to identify perennial stream origins in Greensboro, MACTEC conducted field determinations and create a stream map that adequately depicted perennial and intermittent stream segments within Greensboro’s water supply watersheds;

WHEREAS, during the course of this project City Stormwater staff has worked closely with the North Carolina Department of Environment and Natural Resources Division of Water Quality and MACTEC to address quality control and administrative issues associated with said map;

WHEREAS, the North Carolina Department of Environment and Natural Resources Division of Water Quality’s final approval of said map was issued in May, 2003;

WHEREAS, in order to protect the streams requiring buffers in the water supply watershed areas it is in the best interest of the City to approve the Water Resources Greensboro Streams Map presented herewith this day.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Water Resources Greensboro Streams Map presented herewith this day is hereby approved.

(Signed) Donald R. Vaughan

(A copy of the map is filed with the above resolution and is hereby referred to and made a part of the minutes.)

.....

Mayor Holliday introduced the following agenda items together so that these matters could be considered together: a resolution adopting the revised standards for wrecker service; a resolution adopting a new contract for wrecker service; and an ordinance amending Chapter 16 of the Greensboro Code of Ordinances with respect to Motor Vehicles and Traffic. Captain Al Stewart, Commanding Officer of the Special Operations Division of the Police Department, provided a brief explanation of the potential effects of the proposed ordinance.

Councilmember Burroughs-White moved adoption of the resolution adopting the revised standards for wrecker service. The motion was seconded by Councilmember Vaughan; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

141-03 RESOLUTION ADOPTING THE REVISED STANDARDS FOR WRECKER SERVICE

WHEREAS, for over thirty years the City of Greensboro has regulated towing fees for vehicles impounded or seized as evidence or other similar situations;

WHEREAS, on May 20, 1991 the City Council of the City of Greensboro adopted Standards for Wrecker Service;

WHEREAS, the Standards have been revised in order to maintain equity between the various companies in their pricing and are presented herewith this day.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the revised 'Standards for Wrecker Service' presented this day is hereby adopted.

(Signed) Claudette Burroughs-White

(A copy of the revised standards for wrecker service is filed with the above resolution and is hereby referred to and made a part of the minutes.)

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Councilmember Burroughs-White moved adoption of the resolution adopting a new contract for wrecker Service. The motion was seconded by Councilmember Vaughan; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

142-03 RESOLUTION ADOPTING A NEW CONTRACT FOR WRECKER SERVICE

WHEREAS, the City regulates towing fees for vehicles impounded or seized as evidence or other similar situations;

WHEREAS, approximately ten years ago the City extended the contract towing services to a number of different towing companies;

WHEREAS, the wrecker companies are on a rotation basis and, as a result of this rotation receive a high number of accident tows not regulated by the City;

WHEREAS, it is the intention of the City to regulate these tows to maintain equity between the various companies in their pricing, said regulations reflected in the Contract for Wrecker Service presented herewith this day.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Contract for Wrecker Service presented herewith this day is hereby adopted.

(Signed) Claudette Burroughs-White

(A copy of the Contract for Wrecker Service is filed with the above resolution and is hereby referred to and made a part of the minutes).

.....

Councilmember Vaughan moved adoption of the ordinance amending Chapter 16 of the Greensboro Code of Ordinances with respect to Motor Vehicles and Traffic. The motion was seconded by Councilmember Burroughs-White; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-152 ORDINANCE AMENDING CHAPTER 16 OF THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO MOTOR VEHICLES AND TRAFFIC

Sec. 16-39. Vehicle impoundment, redemption, etc.

(a) Law enforcement officers of the city or other city officials designated by the chief of police shall ticket or impound, or cause to be impounded the following vehicles:

(1) Vehicles parked within five (5) feet of a fire hydrant in violation of section 16-135.

(2) Vehicles parked in commercial and passenger loading zones indicated by legends F-1, F-2, F-3, F-4, F-5, F-9, F-11 and F-12 under schedule 4 in violation of section 16-146 or 16-147.

(3) Vehicles parked in front of or in the entrance to a public or private alley.

- (4) Vehicles parked so as to obstruct a private driveway in violation of section 16-134.
- (5) Vehicles other than buses parked in a bus stop in violation of section 16-148.
- (6) Vehicles parked in special traffic lanes indicated by legends E-1, E-2, E-3, E-4, E-5, E-6, E-7, E-8, E-9 and E-10 under schedule 4 in violation of section 16-143, 16-144 or 16-145.
- (7) Vehicles apparently abandoned on the streets within the fire limits of the city, or on property owned or operated by the city, for a period of forty-eight (48) hours or any other section of the city for a period of seven (7) days.
- (8) Vehicles parked within twenty-five (25) feet of a street intersection in violation of the North Carolina General Statutes section 20-162.
- (9) The parking of oversized vehicles parked on streets in violation of section 16-161.
- (10) Vehicles parked except while receiving or discharging passengers in special waiting lanes indicated by legend F-10 under schedule 4 in violation of section 16-150 established for the purpose of alleviating dangerous traffic congestion.
- (11) Vehicles parked upon medians in violation of section 16-115.
- (12) Vehicles parked in a controlled residential parking area over the allowed time without a parking permit as indicated by the legend "J" under schedule 4 in violation of section 16-198.

(13) Vehicles parked in a space designated for physically handicapped persons when such vehicle does not display the distinguishing license plate or placard as provided by North Carolina General Statutes section 20-37.6 in violation of section 16-157.

(14) Vehicles parked in an area in which an exhibition show is conducted without the express permission of the person in charge of the exhibition show in violation of section 26-200.

(15) Any vehicles, the operators of which have been arrested if the vehicle cannot be lawfully parked at the scene of arrest, or if the operator refuses to give written permission to leave the vehicle lawfully parked, or if the vehicle is not placed in the control of a licensed driver of the operator's choice who is present at the scene and is willing to accept responsibility for the vehicle.

(16) Any motor vehicle found parked in a parking lot or garage owned or operated by the city as a public parking lot or garage in violation of section 16-154.

(17) Any motor vehicle found parked in a parking facility owned or operated by the city as a private parking lot in violation of section 16-155.

(18) Vehicles parked during snow removal operations in violation of section 16-163.

(19) Vehicles parked in an on-street parking space, in violation of sections 16-151.1, which is reserved for law enforcement vehicles.

(b) The law enforcement officers or other designated city officials shall tow and store or cause to be towed and stored any such vehicle in a suitable place designated by the city.

(c) No vehicle shall be released from impoundment until the person seeking possession of the vehicle shall obtain from the chief of police or his duly appointed official a signed release authorization form. The release form shall be issued only upon the occurrence of one (1) of the following:

(1) The owner or other person in charge of the vehicle has been provided a hearing to determine the lawfulness of the impoundment and to affix the responsibility for any costs incident to towing and storage; further, that such costs have been paid by either the person or the city.

(2) The owner or other person in charge of the vehicle has been given notice of his right to a hearing to determine the lawfulness of the impoundment but has elected to waive such hearing and pay all costs incident to towing and storage.

(d) The administrative costs incurred by the city in the amount of fifteen dollars (\$15.00) incident to towing an impounded vehicle shall be paid by the owner or person in charge of the impounded vehicle to the city. Upon receipt of said administrative costs, the Greensboro Police Records Division shall issue the person a receipt and a claim check authorizing the release of the impounded vehicle upon payment of appropriate towing and storage fees to the wrecker service company. The impounding fees shall be eighty-five dollars (\$85.00) in addition to all storage expenses incurred by the wrecker service company; provided, that for vehicles exceeding one (1) ton in load capacity, the impounding fees shall be one hundred ninety dollars (\$190.00).

In the event that the use of a dolly is required for removal, there shall be an additional surcharge of twenty-five dollars (\$25.00), payable to the wrecker service company. Before the vehicle may be claimed, there shall be exhibited proof of ownership and positive identification of the owner. The impounding fee shall be in addition to any penalty or costs imposed for violation of city traffic ordinances.

The storage fee for towed vehicles shall be charged at a rate of fifteen dollars (\$15.00) per day; provided, that for vehicles exceeding one (1) ton in load capacity, the storage fee shall be charged at a rate of thirty dollars (\$30.00) per day.

(e) In the event that the owner or person in possession of a vehicle appears after a law enforcement officer or other designated city official has called for towing equipment incident to impounding a vehicle but before the vehicle has been actually removed from the scene, the law enforcement officer or other designated city official may release said vehicle to such person only upon payment to the private towing company so employed of a charge of thirty-five dollars (\$35.00); provided that for vehicles exceeding one (1) ton in load capacity, the charge shall be seventy-five dollars (\$75.00). However, the officer or official shall advise the owner or other person in charge of the right to the aforementioned hearing prior to any payment. If a hearing is requested without such payment, the vehicle shall be impounded and the owner or other person in charge shall be given a hearing within forty-eight (48) hours. In the event the person desires to make payment immediately in order to obtain possession of the vehicle such person may do so provided he either signs a waiver of the hearing, or signs a request for a hearing to be held within forty-eight (48) hours. If the hearing officer determines that the towing and impounding were proper then the owner or other person in charge shall be responsible for all such costs incident to towing and storage. Upon payment of any costs affixed by the hearing officer, the owner or other person in charge shall receive the vehicle. If the hearing officer decides that the towing was not proper, the city shall be responsible for such costs or reimbursement where payment has been previously made by the owner or person in charge.

(f) The hearing shall be conducted according to a standard procedure promulgated by the chief of police or his designee and approved by the city manager. Such procedure shall insure that the owner or other person in charge of any vehicle subject to impoundment under this section shall either be notified personally or be sent notice within seventy-two (72) hours of the towing that such vehicle has been impounded. The notice shall explain the procedure by which the owner or the person in charge may assert his right to a hearing to determine the propriety of the impoundment and the responsibility for costs incident to impoundment prior to the payment of any costs, lien or fine assessed. If a hearing is not requested within ten (10) days after receipt of notice, the right to a hearing shall be deemed to have been waived.

(g) Law enforcement officers of the city or other city officials designated by the chief of police shall tow or cause to be towed vehicles that the owner/driver require immediate towing services because of traffic safety issues. These towing services will be accomplished by use of the city contract towing system when the owner/driver are unable to expeditiously contact a towing service or urgent necessity requires the removal due to traffic safety issues. The Fee "Schedule B" of the City Code of Ordinances for non-impounded vehicles list towing and storage fees for the city contract towing services.

(Signed) Donald R. Vaughan

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Mayor Holliday introduced a resolution in support of the present system of Alcoholic Beverage Control. Councilmember Phillips moved adoption of the resolution. The motion was seconded by Councilmember Carmany; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

143-03 RESOLUTION IN SUPPORT OF THE PRESENT SYSTEM OF ALCOHOLIC BEVERAGE CONTROL

WHEREAS, the people of the City of Greensboro voted to permit the sale of spirituous liquor through the establishment of the Greensboro ABC Board, which is a part of the State's control system for the sale of spirituous liquors;

WHEREAS, the Greensboro ABC Board makes spirituous liquor available to consumers through local ABC stores while curtailing the intemperate use of alcohol through control over the distribution, sale and advertisement of spirits;

WHEREAS, the State's ABC system is self-sufficient in that consumers of spirits pay for the costs of operating the State ABC Commission and for the distribution and sale of spirits;

WHEREAS, the Greensboro ABC Board generates substantial revenue for City of Greensboro and contributed in the year 2002 \$2,165,175 to its general fund, \$414,700 for alcohol education and rehabilitation, and for alcohol law enforcement;

WHEREAS, House Bill 1009 (ABC Study Commission) has been introduced in the 2003 Session of the General Assembly to require the study of, among other things, "whether the current method of regulating the sale and distribution of alcoholic beverages, and specifically the sale and distribution of fortified wine and spirituous liquor, in North Carolina is the most effective and efficient method as compared to different systems in other states."

NOW, THEREFORE, BE IT RESOLVED THAT:

The City Council of the City of Greensboro requests that any legislation affecting the sale and distribution of spirits provide for the same or an increased level of funding for municipalities and alcohol education and alcohol law enforcement.

(Signed) Thomas M. Phillips

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The Mayor introduced a resolution approving change order in the amount of \$1,170,402 for Contract Number 2001-16 with John S. Clark Company, Inc. for the Multi-Modal Transportation Center. The City Manager advised that the contract expenses had not exceeded the budgeted amount. After Councilmember Phillips expressed his personal opinion that this expenditure should not have been financed with public funds, Jim Westmoreland, Transportation Department Director, provided a brief update on the facility.

Councilmember Carmany thereupon moved adoption of the resolution. The motion was seconded by Councilmember Perkins; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins and Vaughan. Noes: Phillips.

144-03 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 2001-16 WITH JOHN S. CLARK COMPANY, INC. FOR THE MULTI- MODAL TRANSPORTATION CENTER

WHEREAS, Contract No. 2001-16 with John S. Clark Company, Inc. provides for the Multi-Modal Transportation Center;

WHEREAS, there are additional Phase 2 coordination, corrective measures needed for discovered concealed conditions in the buildings, several site and structure improvements, code requirements, additional owner requested changes, unsuitable soil removal and replacement, and measures to deal with the control of the groundwater conditions; thereby necessitating a change order in the contract in the amount of \$1,170,402.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That a change order in the above-mentioned contract with John S. Clark Company, Inc. for the Multi-Modal Transportation Center Improvements is hereby authorized at a total cost of \$1,170,402.00, payment of said additional amount to be made from Account No. 566-4511-01.6013 (CBR 001).

(Signed) Sandra G. Carmany

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After Mayor Holliday introduced a resolution approving bid in the amount of \$325,179.50 and authorizing Contract number 2003-22 for the Northeast Community Walking Trail, the City Manager advised that this trail was near the White Street Landfill. Councilmember Burroughs-White moved adoption of the ordinance. The motion was seconded by Councilmember Johnson; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

145-03 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 2003-22 WITH CAROLINA ASPHALT PAVING FOR THE NORTHEAST COMMUNITY WALKING TRAIL

WHEREAS, after due notice, bids have been received for the construction of the Northeast Community Walking Trail improvements;

WHEREAS, Carolina Asphalt Paving, a responsible bidder, has submitted the low base and alternate bid in the total amount of \$325,179.50 as general contractor for Contract No. 2003-22, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by Carolina Asphalt Paving is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made from Account No. 443-5011-01.6019 CBR 03063.

(Signed) Claudette Burroughs-White

(A tabulation of bids is filed with the above resolution and is hereby referred to and made a part of the minutes.)

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Mayor Holliday introduced an ordinance amending in the amount of \$690,000 the FY 02-03 Annual Budget (Coliseum).

After the City Manager advised that higher Coliseum revenues had resulted in a proportional increase in expenses, Councilmember Carmany moved adoption of the ordinance. The motion was seconded by Councilmember Johnson; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

03-153 ORDINANCE AMENDING THE FY 02-03 ANNUAL BUDGET

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 02-03 Annual Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the War Memorial Coliseum Complex Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
521-7510-01.4110	Salaries & Wages	\$45,000
521-7510-01.4730	Workers Compensation	15,000
521-7535-03.4140	Roster Wages	45,000
521-7535-04.4140	Roster Wages	45,000
521-7535-06.4140	Roster Wages	35,000
521-7535-04.4730	Workers Compensation	28,000
521-7535-04.4510	FICA Contribution	4,000
521-7535-06.4610	Health Coverage	7,000
521-7535-07.4610	Health Coverage	4,000
521-7535-03.5414	Temporary Services	125,000
521-7535-06.6059	Capital Equipment	100,000
521-7540-01.4210	Overtime	10,000
521-7540-02.4210	Overtime	10,000
521-7550-51.4140	Roster Wages	58,500
521-7550-51.4510	Fica Contribution	5,000
521-7550-51.5419	Other Services	48,000
521-7550-51.5239	Miscellaneous Supplies	27,000
521-7531-01.4140	Roster Wages	18,000
521-7531-01.4520	Retirement Contribution	10,500
521-7531-02.5279	Promotions – Other	<u>50,000</u>
		690,000

and, that this increase be financed by increasing the following War Memorial Coliseum Complex Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
521-7535-08.7700	Concessions	207,000
521-7535-08.7710	Concessions –Beverages	307,000
521-7535-08.7741	Novelty	55,500

521-7560-01.7777	Leasing of Seats	81,500
521-7535-08.7580	Parking	<u>39,000</u>

\$690,000

(Signed) Sandra G. Carmany

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At the request of City Manager Kitchen, Mayor Holliday introduced an addendum to the agenda, a resolution approving participation in the North Carolina Aquatic Weed Control Program. After the Manager explained the State of North Carolina would provide assistance to remove a nuisance weed from Lake Higgins to improve water quality, Councilmember Johnson moved adoption of the resolution. The motion was seconded by Councilmember Vaughan; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Gatten, Holliday, Jessup, Johnson, Perkins, Phillips and Vaughan. Noes: None.

146-03 RESOLUTION APPROVING PARTICIPATION IN THE NORTH CAROLINA AQUATIC WEED CONTROL PROGRAM

WHEREAS, Water Resources has been monitoring a bloom of a nuisance species of aquatic weed, specifically aquatic primrose, in Lake Higgins;

WHEREAS, the continued growth of this aquatic weed will likely cause habitat and water quality degradation;

WHEREAS, the estimated total cost to handle this problem could be close to \$100,000.00;

WHEREAS, the City recently became aware of a grant from the State which will fund fifty percent (50%) of the control costs for handling problems of this kind in water supply reserves;

WHEREAS, the City of Greensboro desires assistance from the North Carolina Aquatic Weed Program for control of aquatic primrose in its water supply reserves.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the Council requests that the North Carolina Aquatic Weed Control Program conduct the Lake Higgins/Brandt/Townsend aquatic weed control project in the City of Greensboro.

2. That the Council assumes full obligation for payment of fifty percent of non-federal costs associated with Greensboro Reservoir Aquatic Primrose aquatic weed control project.

3. That the Council will assist the North Carolina Department of Environment, Health, and Natural Resources and/or the U.S. Army Corps of Engineers in quantifying its aquatic weed problems and determining the public benefits of the proposed control project.

4. That the Council will assure that the public will have access to the waters that are benefited by the control project.

5. That the Council will hold the State harmless from any damages that may result from the implementation of the project.

6. That the Council will be responsible for notifying all landowners whose property is adjacent to the body of water in which the control project is located and for sponsoring any public information meetings that may be needed.

7. That the Council will notify the public of any temporary restrictions on use of the body of water as required by the specific method of treatment used.

(Signed) Yvonne J. Johnson

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Roch Smith, residing at 5132 Steepleshire Place, expressed concern with respect to civil and constitutional rights under the recently-amended Chapter 11 of the Greensboro Code of Ordinances in terms of rental unit inspections and certificates of occupancy processes. After the City Attorney explained that the Code followed state and constitutional law, Councilmember Phillips requested that language be added to this ordinance for legal clarity.

Butch Simmons, Director of the Engineering and Inspections Department, provided an update on Project 2400, which involved inspection of motels in the Randleman Road Corridor. He spoke to the volume and nature of Code violations found, related follow-up action by the Department, and ongoing inspection plans for this area. On behalf of business owners in the area, Councilmember Phillips expressed appreciation to the Police Department for their cooperative efforts on the Project.

The City Manager thanked staff for their work and noted that scarce resources were being devoted to the Project. He advised that if this effort continued for an extended period without increasing resources, services in other areas could be negatively impacted. Mr. Simmons advised that monitoring of the Corridor would continue on a monthly basis.

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Councilmember Burroughs-White added to the boards and commissions data bank the names of Brian K. Reynolds for consideration for future service on the Advisory Commission on Trees; Cassandra Rogers for consideration for future service on the Community Resource Board; and Kimberly Lightsey for consideration for future service.

Councilmember Burroughs-White thereupon moved that James Kee be appointed to serve a term on the Board of Adjustment in the position formerly held by Jennie Busch-Kent; this term will expire 15 June 2006. The motion was seconded by Councilmember Johnson and unanimously adopted by voice vote of Council.

In response to an invitation from Councilmember Burroughs-White, Council discussed their intent to tour in August, the Rosewood neighborhood, to observe the fine work of Housing and Community Development staff and the non-profit agency SHARE.

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Councilmember Vaughan added the name of Hughlene B. Frank to the boards and commissions data bank for consideration for future service.

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Councilmember Jessup moved that Alma P. Stokes be appointed to serve a two-year term on the Cultural Center Council. The motion was seconded by Councilmember Johnson and unanimously adopted by voice vote of Council.

Councilmember Jessup moved that Joanne Schlagenhauer be appointed to serve a term on the ABC Board. The motion was seconded by Councilmember Vaughan. Council discussed the provisions for increased equitable district representation on this board and their concern with respect to the eligibility of the proposed candidate. The City Attorney recommended Council delay action until the next meeting so that she could provide them with information pertaining to an ordinance related to this matter. No action was taken.

Councilmember Johnson moved to continue this matter to the July 15, 2003 Council meeting. The motion was seconded by Councilmember Carmany and adopted on a vote of 8-1, with Councilmember Phillips voting no.

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Councilmember Vaughan left the Chamber at 6:24 p.m.

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Councilmember Carmany moved that Owen Lewis be reappointed to serve an additional term on the ABC Board; this term will expire 3 July 2006. The motion was seconded by Councilmember Phillips and unanimously adopted by voice vote of Council (with Councilmember Vaughan voting in absentia as provided for by law).

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Councilmember Perkins moved that Joe Brower be appointed to the Library Board of Trustees to fill the unexpired portion of term of June Swanson-Valdez ending 15 August 2003 and to serve an additional three-year term; this term will expire 15 June 2006. The motion was seconded by Councilmember Gatten and unanimously adopted by voice vote of Council (with Councilmember Vaughan voting in absentia as provided for by law).

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Council spoke to recent and future community related events.

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Councilmember Burroughs-White moved that the meeting be adjourned. The motion was seconded by Councilmember Carmany and unanimously adopted by voice vote of Council.

THE CITY COUNCIL ADJOURNED AT 6:45 P.M.

Susan E. Crotts
Deputy City Clerk

Keith A. Holliday
Mayor